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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/748,743	12/31/2003	Andrew J. Polcha	IQB-0022

CONFIRMATION NO. 2727

FORMALITIES LETTER



OC000000012780735

34610
FLESHNER & KIM, LLP
P.O. BOX 221200
CHANTILLY, VA 20153

Date Mailed: 05/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/05/2004 WABDELRI 00000089 10748743

02 FC:2001 385.00 OP
03 FC:2051 65.00 OP
04 FC:2202 117.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

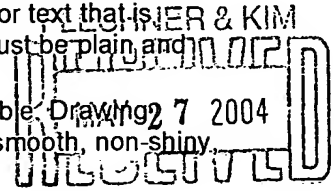
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)). See Figure(s) 5a.
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 4 too dark.



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BOOKED

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$234 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

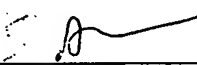
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1134 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$234
 - \$234 for 13 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. 10/748,743
Applicant Andrew J. Polcha, et al.
Filed December 31, 2003
TC/A.U.
Examiner
Confirmation No. : 2727
Docket No. : IQB-0022 (2203.0022C)
Customer No. : 27896
Title : System & Method for Performing Personal Identification
Based on Biometric Data Modulated Using Surface Acoustic
Waves



Box Missing Parts
Commissioner for Patents
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Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 C.F.R. § 1.53(e) or (f) mailed May 26, 2004, enclosed are:

- ☒ copy of the Notice to File Missing Parts of Application
- ☒ executed Declaration
- ☐ Power to Prosecute
- ☐ Application Data Sheet
- ☒ Other: Assertion of Entitlement to Small Entity Status
- ☒ Other: Petition for Extension of Time
- ☒ Other: Eleven (11) sheets formal drawings
- ☐ A copy of the Official Filing Receipt marked in red to show corrections that are needed. Please make the following corrections in the Official Filing Receipt:

Issuance of a corrected filing receipt is respectfully requested.

and the payment of the following fee(s):

- ☒ Filing fee of \$502.00 (☒ Applicant claims Small Entity Status)
- ☒ Surcharge fee for Late Filing of Declaration of \$65.00
- ☐ Other fees:

Total Fee due: \$567.00.

- ☒ Check No. 7907 in the amount of \$567.00 for the total fee is attached.


- ☐ Please charge \$_____ to Deposit Account No. 05-0460 for the total fee.
This paper is being submitted in duplicate.
- ☒ The Commissioner is hereby authorized to charge any additional
appropriate fees that may be required by this paper, and to credit any
overpayment, to Deposit Account No. 05-0460.

Dated: 8-3-04

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Respectfully submitted by
EDELL, SHAPIRO & FINNAN, LLC

By:


Ira C. Edell
Reg. No. 24,119